

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

MONTANA BELL

Plaintiff,

v.

C.O. FOUNTAIN, *et al.*,

Defendants.

No. 3:19-CV-01226

(Judge Brann)

ORDER

MARCH 23, 2021

In accordance with the accompanying Memorandum Opinion, **IT IS
HEREBY ORDERED** that:

1. Plaintiff's motion for summary judgment, Doc, 10, is **DENIED**;
2. Defendants' motion for summary judgment, Doc. 19, is **GRANTED**;
3. Plaintiff's state law claims of assault, battery, negligence, and negligent infliction of emotional distress are **DISMISSED WITHOUT PREJUDICE** for lack of jurisdiction pursuant to 28 U.S.C. § 1367(c)(1);
4. The Clerk of Court is directed to **ENTER JUDGMENT** in favor of Defendants and as against Plaintiff on all claims remaining; and
5. The Clerk of Court is directed to **CLOSE** this matter.

BY THE COURT:

s/ Matthew W. Brann

Matthew W. Brann

United States District Judge